IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE KURIAN JOSEPH
&
THE HONOURABLE MR. JUSTICE HARUN-UL-RASHID

WEDNESDAY, THE 12TH DECEMBER 2007 / 21ST AGRAHAYANA 1929

LA.App..No. 1361 of 2007()

LAR.38/2001 of SUB COURT, KASARAGOD
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APPELLANTS: RESPONDENTS
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1. THE STATE OF KERALA, REP. BY SPECIAL TAHSILDAR, (LAND ACQUISITION) RAILWAY, KASARAGOD.

2. THE DISTRICT COLLECTOR, KASARAGOD.

BY GOVERNMENT PLEADER SMT. K.R. DEEPA

RESPONDENTS: CLAIMANT & ADDL. RESPONDENT:
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1. K.V.SREEDHARAN, S/O.RAGHAVAN, P.O.UDMA, THOTTIYIL, HOSDURG TALUK, KASARAGOD DISTRICT.

2. THE DEPUTY CHIEF ENGINEER(CONSTRUCTION) SOUTHERN RAILWAY, KANNUR.

BY //

THIS LAND ACQUISITION APPEAL HAVING COME UP FOR ADMISSION ON 12/12/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

KURIAN JOSEPH & HARUN-UL-RASHID,JJ.

C.M. APPLICATION NO. 1583 OF 2007
&
L.A.A. NO. 1361 OF 2007

Dated this the 12th day of December, 2007

JUDGMENT

Kurian Joseph, J.

C.M. Application No.1583 of 2007 is an application to condone the delay of 798 days in filing the appeal. On merits, it is seen that the appeal is filed against the judgment and decree in L.A.R. No. 38 of 2001 on the file of the Sub Court, Kasaragod. Acquisition was for doubling the railway track from Kasaragod to Trikaripur. It is brought to our notice that the relied on judgment has become final since there is no appeal. Therefore, the application and the appeal are dismissed.

(KURIAN JOSEPH, JUDGE)

(HARUN-UL-RASHID, JUDGE)

sp/

KURIAN JOSEPH &
HAURN-UL-RASHID, JJ.

L.A.A.NO

JUDGMENT

12TH DECEMBER, 2007